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7 **IN THE UNITED STATES DISTRICT COURT**
8 **EASTERN DISTRICT OF CALIFORNIA**

9 UNITED STATES OF AMERICA,
10 Plaintiff,
11 vs.
12 JUAN JOSE HERNANDEZ,
13 AKA ROLANDO GONZALEZ
14 Defendant.

Case No.: 1:24-cr-00042-NODJ-BAM
STIPULATION TO VACATE STATUS
CONFERENCE AND SET A MOTION
HEARING TO ADDRESS MOTION TO
DETERMINE COMPETENCY; AND
ORDER
DATE: March 24, 2025
TIME: 9:00am
COURT: NODJ

16 TO: THE ABOVE-ENTITLED COURT FOR THE EASTERN DISTRICT OF CALIFORNIA:

17 Defendant, JUAN JOSE HERNANDEZ AKA ROLANDO GONZALEZ, and the
18 Government jointly submit this request to vacate the status conference currently set for March
19 26, 2025 at 1:00 p.m. and set a hearing on March 24, 2025 at 9:00 a.m. on the NODJ calendar to
20 address the Motion to Determine Competency (“Motion”) filed on March 7, 2025. (Dkt. Item
21 No. 33).

22 The government previously stated to Mr. Hernandez/Gonzalez’ counsel that it has no
23 reason to believe that Mr. Hernandez suffers from a mental disease or defect rendering him
24 mentally incompetent to the extent that he is unable to understand the nature and consequences
25 of the proceedings against him or assist in the defense at this time. Nonetheless, the government
26 agrees with Mr. Hernandez/Gonzalez’ counsel that a hearing should be set on the NODJ calendar
27 on March 24, 2025, to address the Motion.

28 To determine whether Mr. Hernandez/Gonzalez is competent to continue criminal
proceedings, the government and Mr. Hernandez/Gonzalez, request that the Court hold a hearing

1 on March 24, 2025 on the NODJ calendar, to address the Motion, and vacate the status
2 conference hearing currently scheduled for March 26, 2025.

3 The moving parties further request that time be ordered excluded under 18 U.S.C.
4 §3161(h)(1)(A) (providing for exclusion of time within which trial must commence for “delay
5 resulting from any proceeding, including any examinations, to determine the mental competency
6 or physical capacity of the defendant”), through the date of the Court’s ultimate competency
7 hearing for Mr. Hernandez/Gonzalez.

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10 Dated: March 07, 2025

/s/ ADILENE FLORES ESTRADA
ADILENE FLORES ESTRADA
Attorney for Defendant
JUAN JOSE HERNANDEZ AKA
ROLANDO GONZALEZ

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14 Dated: March 7, 2025

MICHELE BECHWITH
Acting United States Attorney

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16 /s/ ARELIS CLEMENTE
ARELIS CLEMENTE
Assistant United States Attorney

ORDER

GOOD CAUSE APPEARING, IT IS HEREBY ORDERED, the March 26, 2025 status conference be vacated and a hearing be set on **March 24, 2025 at 8:30 a.m. before the District Court Judge** to address the Motion to Determine Competency. (Dkt. Item No. 33).

Further, time is excluded under 18 U.S.C. §3161(h)(1)(A) (providing for exclusion of time within which trial must commence for “delay resulting from any proceeding, including any examinations, to determine the mental competency or physical capacity of the defendant”), through March 26, 2025.

IT IS SO ORDERED.

Dated: March 10, 2025

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE